

House Bill 695

By: Representative Barnard of the 166th

A BILL TO BE ENTITLED
AN ACT

1 To amend Chapter 2 of Title 42 of the Official Code of Georgia Annotated, relating to the
2 Board and Department of Corrections, so as to authorize the commissioner to issue warrants
3 for the arrest of inmates; to provide for related matters; to repeal conflicting laws; and for
4 other purposes.

5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

6 **SECTION 1.**

7 Chapter 2 of Title 42 of the Official Code of Georgia Annotated, relating to the Board and
8 Department of Corrections, is amended by revising Code Section 42-2-8, relating to
9 additional duties of the commissioner, as follows:

10 "42-2-8.

11 (a) The commissioner shall direct and supervise all the administrative activities of the
12 board and shall attend all meetings of the board. The commissioner shall also make,
13 publish, and furnish to the General Assembly and to the Governor annual reports regarding
14 the work of the board, along with such special reports as he or she may consider helpful in
15 the administration of the penal system or as may be directed by the board. The
16 commissioner shall perform such other duties and functions as are necessary or desirable
17 to carry out the intent of this chapter and which he or she may be directed to perform by
18 the board.

19 (b) The commissioner or the commissioner's designee shall be authorized to make and
20 execute contracts and all other instruments necessary or convenient for the acquisition of
21 professional and personal employment services and for the leasing of real property.
22 Subject to legislative appropriations, the commissioner shall also be authorized to make
23 and execute any contract for the land acquisition, design, construction, operation,
24 maintenance, use, lease, or management of a state correctional institution or for any
25 services pertaining to the custody, care, and control of inmates or other functions as are
26 related to the discharge of these responsibilities and to designate any person or organization

1 with whom the commissioner contracts as a law enforcement unit under paragraph (7) of
2 Code Section 35-8-2.

3 (c) The commissioner shall be authorized to issue a warrant for the arrest of an offender
4 who has escaped from the custody of the department upon probable cause to believe the
5 offender has violated Code Section 16-10-52, relating to escape from lawful confinement."

6 **SECTION 2.**

7 All laws and parts of laws in conflict with this Act are repealed.